

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

NOTICE OF APPEAL AND REQUEST FOR EXTENSION OF TIME UNDER 37 C.F.R. §1.136(a)		Docket Number 13758/1	Confirmation Number 9481
Application Number 10/581,516	Filing Date December 13, 2006	Examiner S. MACAULEY	Art Unit 1651
Invention Title TABLE OLIVES CONTAINING PROBIOTIC MICROORGANISMS		Inventor(s) P. LAVERMICOCCA et al.	

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I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office via the Office electronic filing system on December 9, 2009.

Signature: Helen Tam
Helen Tam

SIR:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner made in the Final Office Action for the above-identified application dated June 10, 2009, finally rejection claims 1 and 5.

This Notice of Appeal is being filed concurrently with an Amendment in response to the Final Office Action mailed June 10, 2009.

Applicants request a **three-month** extension of time to respond to the Final Office Action mailed June 10, 2009, resetting the response date to December 10, 2009. The required **three-month extension of time fee of \$1,110.00** and **Notice of Appeal fee of \$540.00** are being paid by credit card.

The Commissioner is also authorized to charge any additional fees or credit any overpayment in connection with this paper to Deposit Account No. **11-0600**.

Dated: December 9, 2009

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